

I certify that the attached is a true and  
correct copy of HB 1631, which  
was filed of record on MAR 1 1989  
and referred to the committee on:

Labor & Emp. Relations

*Betty Murray*

Chief Clerk of the House

1989 MAR 15 AM 8:04

HOUSE OF REPRESENTATIVES

FILED MAR 01 1989

By

*[Signature]*

H.B. No. 1631

A BILL TO BE ENTITLED

AN ACT

relating to the abolition of certain application requirements for a  
license as an air conditioning and refrigeration contractor.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 4(f), Air Conditioning and Refrigeration  
Contractor License Law (Article 8861, Vernon's Texas Civil  
Statutes), is amended to read as follows:

(f) The application must be made on a form prescribed by the  
commissioner and must specify the class of license and each  
endorsement the applicant seeks. The application must be verified  
and must be accompanied by:

(1) [~~three recommendations from air conditioning and  
refrigeration contractors licensed under this Act,~~

[~~2~~] evidence of the insurance coverage required  
under this Act;

(2) [~~3~~] a statement of the applicant's practical  
experience; and

(3) [~~4~~] the examination fee.

SECTION 2. The importance of this legislation and the  
crowded condition of the calendars in both houses create an  
emergency and an imperative public necessity that the  
constitutional rule requiring bills to be read on three several  
days in each house be suspended, and this rule is hereby suspended,  
and that this Act take effect and be in force from and after its

1 passage, and it is so enacted.

# HOUSE COMMITTEE REPORT

1st Printing

RECEIVED  
HOUSE OF REPRESENTATIVES  
APR 11 1963

By Polumbo

H.B. No. 1631

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SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its

H.B. No. 1631

1      passage, and it is so enacted.

COMMITTEE REPORT

The Honorable Gib Lewis  
Speaker of the House of Representatives

4-4-89  
(date)

Sir:

We, your COMMITTEE ON LABOR AND EMPLOYMENT RELATIONS,

to whom was referred H.B. 1631 have had the same under consideration and beg to report  
(measure)  
back with the recommendation that it

- ☒ do pass, without amendment.
- ☐ do pass, with amendment(s).
- ☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes ☐ no An actuarial analysis was requested. ☐ yes ☒ no

An author's fiscal statement was requested. ☐ yes ☒ no

A criminal justice policy impact statement was prepared. ☒ yes ☐ no

A water development policy impact statement was requested. ☐ yes ☒ no

☒ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars for placement on the ☐ Local, ☒ Consent, or ☐ Resolutions Calendar.

This measure ☐ proposes new law. ☒ amends existing law.

House Sponsor of Senate Measure \_\_\_\_\_

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Criss, Ch.	x			
Shine, V.C.	x			
Evans, C.B.O.				x
Betts				x
Fraser				x
Moreno, P.	x			
Mowery	x			
Ovard	x			
Turner	x			

Total  
6 aye  
0 nay  
0 present, not voting  
3 absent

Lloyd Criss  
CHAIRMAN  
Deborah K. Wall  
COMMITTEE COORDINATOR

## BILL ANALYSIS

### COMMITTEE ON LABOR AND EMPLOYMENT RELATIONS

H.B. 1631 by Polumbo

#### BACKGROUND

Current law states that three (3) recommendations are needed from air conditioning and refrigeration contractors in order for an application to be verified.

#### PURPOSE

This bill would delete the need to have three recommendations from licensed contractors when applying for a license.

#### SECTION BY SECTION ANALYSIS

SECTION 1 deletes Section 4(f)1 of the Air Conditioning and Refrigeration Contractor License Law.

SECTION 2. Emergency Clause. This act shall take effect and be in force from and after its passage.

#### RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not delegate rulemaking authority to any state agency, officer, department, or institution.

#### SUMMARY OF COMMITTEE ACTION

H.B. 1631 was considered in a public hearing on April 4, 1989. There were no witnesses for or against the bill. The motion to report the bill favorably, without amendments, and be placed on the Consent Calendar carried by a vote of 6 ayes, 0 nays, 0 pnv and 3 absent.

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 31, 1989

TO: Honorable Lloyd Criss, Chair  
Committee on Labor and Employment Relations  
House of Representatives  
Austin, Texas

In Re: House Bill No. 1631  
By: Polumbo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1631 (relating to the abolition of certain application requirements for a license as an airconditioning and refrigeration contractor) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Labor and Standards;  
LBB Staff: JO, JWH, AL, JAH, CKM

# HOUSE ENGROSSMENT

89 APR 20 PM 2:35  
HOUSE OF REPRESENTATIVES

By Polumbo

H.B. No. 1631

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(1) [~~three recommendations from air conditioning and refrigeration contractors licensed under this Act,~~

[~~2~~] evidence of the insurance coverage required under this Act;

(2) [~~3~~] a statement of the applicant's practical experience; and

(3) [~~4~~] the examination fee.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its



H.B. No. 1631

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# LEGISLATIVE BUDGET BOARD

Austin, Texas

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Source: Department of Labor and Standards;  
LBB Staff: JO, JWH, AL, JAH, CKM

REQUEST FOR LOCAL & UNCONTESTED CALENDAR  
PLACEMENT

Green

Hon. Bill Sims, Chairman  
Administration Committee

Sir:

Notice is hereby given that HB 1631, by: Polumbo,  
was heard by the Committee on Economic Development on 5/15, 19 89,  
and reported out with the recommendation that it be placed on the Local and Uncontested  
Calendar.

Carroll  
Clerk of the reporting committee

**IMPORTANT:** A COPY OF THIS FORM MUST BE ATTACHED TO A PRINTED COPY OF  
THE BILL OR RESOLUTION, WHICH ALONG WITH 14 ADDITIONAL COPIES OF THE  
BILL OR RESOLUTION SHOULD BE DELIVERED TO THE OFFICE OF THE  
COMMITTEE ON ADMINISTRATION, ROOM 419. PLEASE CALL 3-0350 IF YOU HAVE  
ANY QUESTIONS. DEADLINE FOR SUBMITTING BILLS FOR THE LOCAL CALENDAR  
IS 5:00 P.M. FRIDAY.

Paper clip the original to the bill; retain one copy for reporting committee files; deliver one copy to the bill sponsor.

# SENATE FAVORABLE COMMITTEE REPORT

Lt. Governor William P. Hobby  
President of the Senate

16  
May 15, 1989  
(date)/(time)

Sir:

We, your Committee on ECONOMIC DEVELOPMENT to which was referred  
HB 1631 by Pelumbo have on 5/15, 19 89 had the same  
(measure) (sponsor) (hearing date)

under consideration and I am instructed to report it back with the recommendation (s) that it

☒ do pass and be printed

☐ do pass and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

Senate Sponsor of House Measure Green

The measure was reported from Committee by the following vote:

	YEA	NAY	PNV	ABSENT
Harris, Chairman				✓
Green, Vice Chairman	✓			
Bivins	✓			
Carriker				✓
Dickson				✓
Haley	✓			
Henderson				✓
Leedom	✓			
Ratliff	✓			
Sims	✓			
Whitmire				✓
TOTAL VOTES	6	1	1	5

Carol Wif  
COMMITTEE CLERK

Harris  
CHAIRMAN

1 By: Polumbo (Senate Sponsor - Green) H.B. No. 1631  
2 (In the Senate - Received from the House April 21, 1989;  
3 April 24, 1989, read first time and referred to Committee on  
4 Economic Development; May 16, 1989, reported favorably by the  
5 following vote: Yeas 6, Nays 0; May 16, 1989, sent to printer.)

6 COMMITTEE VOTE

	Yea	Nay	PNV	Absent
7 Harris				x
8 Green	x			
9 Bivins	x			
10 Carriker				x
11 Dickson				x
12 Haley	x			
13 Henderson				x
14 Leedom	x			
15 Ratliff	x			
16 Sims	x			
17 Whitmire				x

19 A BILL TO BE ENTITLED  
20 AN ACT

21 relating to the abolition of certain application requirements for a  
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23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

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27 (f) The application must be made on a form prescribed by the  
28 commissioner and must specify the class of license and each  
29 endorsement the applicant seeks. The application must be verified  
30 and must be accompanied by:

31 (1) [~~three--recommendations--from-air-conditioning-and~~  
32 ~~refrigeration-contractors-licensed-under-this-Act;~~

33 [~~{2}~~] evidence of the insurance coverage required  
34 under this Act;

35 (2) [~~{3}~~] a statement of the applicant's practical  
36 experience; and

37 (3) [~~{4}~~] the examination fee.

38 SECTION 2. The importance of this legislation and the  
39 crowded condition of the calendars in both houses create an  
40 emergency and an imperative public necessity that the  
41 constitutional rule requiring bills to be read on three several  
42 days in each house be suspended, and this rule is hereby suspended,  
43 and that this Act take effect and be in force from and after its  
44 passage, and it is so enacted.

45 \* \* \* \* \*

46 Austin, Texas  
47 May 16, 1989

48 Hon. William P. Hobby  
49 President of the Senate

50 Sir:

51 We, your Committee on Economic Development to which was referred  
52 H.B. No. 1631, have had the same under consideration, and I am  
53 instructed to report it back to the Senate with the recommendation  
54 that it do pass and be printed.

55 Harris, Chairman

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

April 25, 1989

APR 25 REC'D

TO: Honorable O. H. "Ike" Harris, Chairman  
Committee on Economic Development  
Senate Chamber  
Austin, Texas

In Re: House Bill No. 1631,  
as engrossed  
By: Polumbo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1631, as engrossed (relating to the abolition of certain application requirements for a license as an air conditioning and refrigeration contractor) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

Source: Department of Labor and Standards;  
LBB Staff: JO, JWH, AL, JAH, PA

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 31, 1989

TO: Honorable Lloyd Criss, Chair  
Committee on Labor and Employment Relations  
House of Representatives  
Austin, Texas

In Re: House Bill No. 1631  
By: Polumbo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1631 (relating to the abolition of certain application requirements for a license as an airconditioning and refrigeration contractor) this office has determined the following:

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Source: Department of Labor and Standards;  
LBB Staff: JO, JWH, AL, JAH, CKM

F  
**ENROLLED**

H.B. No. 1631

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10 endorsement the applicant seeks. The application must be verified  
11 and must be accompanied by:

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13 ~~refrigeration contractors licensed under this Act;~~

14 [~~2~~] evidence of the insurance coverage required  
15 under this Act;

16 (2) [~~3~~] a statement of the applicant's practical  
17 experience; and

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22 constitutional rule requiring bills to be read on three several



H.B. No. 1631

1 days in each house be suspended, and this rule is hereby suspended,  
2 and that this Act take effect and be in force from and after its  
3 passage, and it is so enacted.

H.B. No. 1631

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I certify that H.B. No. 1631 was passed by the House on April 20, 1989, by the following vote: Yeas 141, Nays 0, 1 present, not voting.

\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 1631 was passed by the Senate on May 20, 1989, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

\_\_\_\_\_  
Governor

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I certify that H.B. No. 1631<sup>(1)</sup> was passed by the House

on April 20<sup>(2)</sup>, 1989, by the following vote:

Yeas 14<sup>(3)</sup>, Nays 0, 1 present, not voting<sup>(4)</sup>

\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 1631<sup>(5)</sup> was passed by the Senate

on May 20<sup>(5)</sup>, 1989, by the following vote:

Yeas 31<sup>(6)</sup>, Nays 0<sup>(7)</sup>

\_\_\_\_\_  
Secretary of the Senate

APPROVED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor

\*\*\*\* Preparation: 'A;CT25;

H. B. No.

1631

By

*[Signature]*

A BILL TO BE ENTITLED

AN ACT

relating to the abolition of certain application requirements for a license as an air conditioning and refrigeration contractor.

MAR 1 1989

1. Filed with the Chief Clerk.

MAR 14 1989

2. Read first time and Referred to Committee on

*Labor & Employment Relations*

APR 4 1989

3. Reported ☒ favorably ~~(as amended)~~ ~~(as substituted)~~ and sent to Printer at *7:30 pm*

APR 10 1989

APR 11 1989

4. Printed and distributed at *11:15 am*

APR 11 1989

5. Sent to Committee on Calendars at *L&C 2:02 pm*

APR 20 1989

6. Read second time ~~(amended)~~; passed to third reading ~~(failed)~~ by ~~(Non-Record Vote)~~ (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting).

7. Motion to reconsider and table the vote by which H.B. \_\_\_\_\_ was ordered engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting.

APR 20 1989

9. Read third time ~~(amended)~~; finally passed ~~(failed)~~ by ~~(Non-Record Vote)~~ (Record Vote of *141* yeas, *0* nays, *1* present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. \_\_\_\_\_ was finally passed prevailed (failed) by a (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

APR 20 1989

12. Ordered Engrossed at *11:59 am*

APR 20 1989

13. Engrossed.

APR 20 1989

14. Returned to Chief Clerk at *2:36 pm*

APR 21 1989

15. Sent to Senate.

*Betty Murray*

Chief Clerk of the House

APR 21 1989

16. Received from the House

APR 24 1989

17. Read, referred to Committee on *ECONOMIC DEVELOPMENT*

MAY 16 1989

18. Reported favorably

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

20. Ordered not printed.

21. Regular order of business suspended by

(a viva voce vote.)

(\_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

\_\_\_\_\_ 22. To permit consideration, reading and passage, Senate and Constitutional Rules  
suspended by vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays.

MAY 20 1989 *Laid before Senate*  
23. Read second time \_\_\_\_\_ passed to third reading by:  
(a viva voce vote.)  
\_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

\_\_\_\_\_ 24. Caption ordered amended to conform to body of bill.

MAY 20 1989  
25. Senate and Constitutional 3-Day Rules suspended by vote of 30 yeas,  
1 nays to place bill on third reading and final passage.

MAY 20 1989  
26. Read third time and passed by  
(~~a viva voce vote.~~)  
(31 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

*Betty King*  
\_\_\_\_\_  
Secretary of the Senate

May 20, 1989  
27. Returned to the House.

MAY 20 1989  
28. Received from the Senate (~~with amendments.~~)  
(~~as substituted.~~)

\_\_\_\_\_ 29. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record  
(Substitute) Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present,  
not voting).

\_\_\_\_\_ 30. Conference Committee Ordered.

\_\_\_\_\_ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record  
Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

MAY 20 1989  
32. Ordered Enrolled at 11:07 am

HOUSE OF REPRESENTATIVES

89 APR 20 PM 2:56

HOUSE OF REPRESENTATIVES

89 APR 11 AM 11:15

*copy to [unclear]*